



JPW

Docket No.: 0020-5147P
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Yoshinori SHIMIZU et al.

Application No.: 10/609,402

Confirmation No.: 9344

Filed: July 1, 2003

Art Unit: 2879

For: LIGHT EMITTING DEVICE WITH BLUE
LIGHT LED AND PHOSPHOR
COMPONENTS

Examiner: J. L. Williams

INFORMATION DISCLOSURE STATEMENT
(SUBMISSION AFTER FILING OF AN APPLICATION BUT BEFORE FINAL
REJECTION OR NOTICE OF ALLOWANCE OR CONCURRENTLY WITH A RULE
1.114 RCE APPLICATION)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

June 15, 2005

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO-SB08(s), attached hereto.

II. COPIES

- ☒ a. Copies of cited U.S. patents and patent application publications are not included.
Copies of foreign patent documents and non-patent literature are included.

☐ b. Some or all of the documents listed on the PTO-SB08 are not enclosed because they were cited in the International Search Report and copies should already be in the PTO file. If copies are needed, please contact the undersigned.

☐ c. REFERENCES PREVIOUSLY CITED OR SUBMITTED - Pursuant to 37 C.F.R. §1.98(d), consideration of information listed on the PTO-SB08 form(s) is requested since any patents, publications, or other information which are listed on the PTO-SB08 form(s) but for which copies are not enclosed herewith, were previously cited by or submitted to the PTO in one of the following applications which has been relied upon for an earlier filing date under 35 U.S.C. § 120:

U.S. Appl. No(s) and U.S. Filing Date

___ filed ___

III. CONCISE EXPLANATION OF THE RELEVANCE

(check at least one box)

☒ a. DOCUMENTS IN THE ENGLISH LANGUAGE - The patents, publications, or other information listed on the attached PTO SB08 are in the English language and therefore, do not require a statement of relevancy.

☒ b. DOCUMENTS NOT IN THE ENGLISH LANGUAGE - A concise explanation of the relevance of all patents, publications, or other information listed that is not in the English language is as follows: English abstract for some non-English references are attached hereto.

☒ c. ENGLISH LANGUAGE SEARCH REPORT - An English language version of the search report or action that indicates the degree of relevance found by the foreign office is attached, thereby satisfying the requirement for a concise explanation. See MPEP 609(III)(A)(3). The relevance for all other non-English references can be found in the attached six Japanese Office Actions (English translation provided).

☒ d. OTHER - The following additional information is provided for the Examiner's consideration:

Official Action dated March 15, 2005 of JP Patent Appln. No. 10-352136, and an English translation of the Official Action.

Official Action dated March 22, 2005 of JP Patent Appln. No. 2000-110454, and an English translation of the Official Action.

Official Action dated March 22, 2005 of JP Patent Appln. No. 11-321930, and an English translation of the Official Action.

Official Action dated March 22, 2005 of JP Patent Appln. No. 2002-278066, and an English translation of the Official Action.

Official Action dated March 29, 2005 of JP Patent Appln. No. 2001-330406, and an English translation of the Official Action.

Official Action dated April 19, 2005 of JP Patent Appln. No. 11-331293, and an English translation of the Official Action.

IV. FEES (check one box)

☐ a. This Information Disclosure Statement is being filed concurrently with the filing of a new patent application; therefore, no fee is required.

☐ b. This Information Disclosure Statement is being filed concurrent with the filing of a continuation-in-part, continuation, or divisional patent application; therefore, no fee is required.

☐ c. This Information Disclosure Statement is being filed within three months of the filing date of a national application (37 C.F.R. § 1.97(b)(1)). No fee or statement is required.
(This section is not to be used with RCE's.)

☐ d. This Information Disclosure Statement is being filed within three months of the date of entry of the national stage as set forth in § 1.491 in an international application (37 C.F.R. § 1.97(b)(2)). No fee or statement is required.

☐ e. This Information Disclosure Statement is being filed concurrently with the filing of a Request for Continued Examination under § 1.114 (37 C.F.R. § 1.97(b)(4)). No fee or statement is required.

☒ f. This Information Disclosure Statement is being filed before the mailing date of a first Action on the merits (37 C.F.R. § 1.97(b)(3)). No fee or statement is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the statement under 37 C.F.R. § 1.97(e) below, or, if no statement has been made, charge our deposit account for the fee as required by 37 C.F.R. § 1.17(p).

☐ g. This Information Disclosure Statement is being filed before the mailing date of a Final Office Action under 37 C.F.R. § 1.113 (See 37 C.F.R. § 1.97(c)(1)) or before the mailing date of a Notice of Allowance under 37 C.F.R. § 1.311 (See 37 C.F.R. § 1.97(c)(2)).

☐ No statement; therefore, a fee as required by 37 C.F.R. § 1.17(p) is attached.
or

☐ See the statement below. No fee is required.

V. STATEMENT UNDER 37 C.F.R. § 1.97(e)

(check only one box)

The undersigned hereby states that:

☐ a. Each item of information contained in the IDS was first cited in any communication from a foreign Patent Office in a counterpart foreign application not more than 30 days prior to the filing of this IDS; or

☒ b. Each item of information contained in the IDS was first cited in any communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or

☐ c. No item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the IDS.

☐ d. Some of the items of information were cited in a communication from a foreign Patent Office. As to this information, the undersigned states that each item of information contained in the IDS was first cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby states that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application and, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

VI. PAYMENT OF FEES (check one box)

☐ The required fee is listed on the attached Fee Transmittal.

☒ No fee is required.

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule and charge the appropriate fee to Deposit Account No. 02-2448.

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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: June 15, 2005

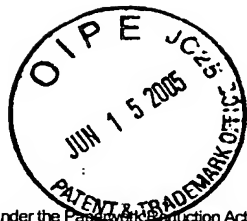
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Attachment(s):

- ☒ PTO-SB08
- ☒ Documents
- ☐ Foreign Search Report
- ☐ Fee
- ☒ Other: Six Japanese Official Actions



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

PTO/SB/08a/b (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	10/609,402-Conf. #9344
				Filing Date	July 1, 2003
				First Named Inventor	Yoshinori SHIMIZU et al.
				Art Unit	2879
				Examiner Name	J.L. Williams
Sheet	1	of	2	Attorney Docket Number	0020-5147P

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	US-6,066,861 A	05/23/2000	Hohn et al.	
	AB	US-6,784,511 B1	08/31/2004	Kunihara et al.	
	AC	US-5,257,049 A	10-26-1993	Van Peteghem	
	AD	US-6,576,930 B2	06-10-2003	Reeh et al.	
	AE	US-6,812,500 B2	11-02-2004	Reeh et al.	
	AF	US-2001-030326 A1	10-18-2001	Reeh et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	BA	JP11-500584	01/12/1999			Y
	BB	JP49-122292	11/22/1974			Y
	BC	JP7-321407	12/08/1995	FUJI ELECTRIC CO LTD.		Y
	BD	JP5-226676	03/09/1993	SHARP CORP.		Y
	BE	JP6-115158	04/26/1994	AGFA GEVAERT NV		Y
	BF	JP07-288341	10/31/1995	NICHIA CHEM IND LTD		Y
	BG	JP61-158606	07/18/1986			Y
	BH	JP2000-512806	09/26/2000			Y

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	CA	Nikkei Sangyo Shin-bun of September 13, 1996	
	CB	S. NAKAURA et al., "High Quality InGaN Films Grown on GaN Films", Japanese Journal of Applied Physics Part 2, Vol. 31, No. 10B, 1992, pages L1457-1459	
	CC	Mitsubishi Electric Company Technical Report, Vol. 48, No. 9, 1974, pages 1121-1124	
	CD	Proceedings of Illumination National Convention in 1983, page 12	
	CE	Phosphor Handbook, 1 st Edition, 1987, pages 233-240 and 275-277	
	CF	Journal of the Television Society, Vol. 47, No. 5, 1993, pages 753-764	
	CG	R.W.G. HUNT, "Revised Colour-Appearance Model for Related and Unrelated Colours", Color Research & Application, Vol. 16, No. 3, 1991, pages 146-165	
	CH	Y. NAYATANI, "Revision of the Chroma and Hue Scales of a Nonlinear Color-Appearance Model", Color Research & Application, Vol. 20, No. 3, June 1995, pages 143-155	
	CI	M. IKEDA et al., "Equivalent Lightness of Colored Objects at Illuminances from the Scotopic to the Photopic Level", Color Research & Application, Vol. 14, No. 4, August, 1989, pages 198-206	

Examiner Signature		Date Considered	
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Substitute for form 1449A/B/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Application Number	10/609,402-Conf. #9344
				Filing Date	July 1, 2003
				First Named Inventor	Yoshinori SHIMIZU et al.
				Art Unit	2879
				Examiner Name	J.L. Williams
Sheet	2	of	2	Attorney Docket Number	0020-5147P

	CJ	M. IKEDA et al., "Equivalent Lightness of Colored Objects of Equal Munsell Chroma and of Equal Munsell Value at Various Illuminances", Color Research & Application, Vol. 16, No. 2, April, 1991, pages 72-80	
	CK	H. SHINODA et al., "Categorized Color Space on CRT in the Aperture and the Surface Color Mode", Color Research & Application, Vol. 18, No. 5, October, 1993, pages 326-333	
	CL	M. IKEDA, "Change of Color Conspicuity for Various Illuminance Levels: Effects of the Purkinje shift", Journal of the Illumination Society, Vol. 71, No. 10, 1987, pages 612-617 And English Abstract	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
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